

GOVERNMENT OF ANDHRA PRADESH ABSTRACT

Public Services – Revenue Department – Sri Mohd Zaheeruddin S/o Mohd Hafeezuddin aged 46 years, Senior Assistant, Office of the Tahsildar, Nagarkurnool Mandal, Mahabubnagar District – Allegation of Corruption – Trapped on 22-03-2007 – Sanction of Prosecution – Orders – Issued.

REVENUE VIGILANCE (VII) DEPARTMENT

G.O.Rt.No. 838

Dated:30-06-2009

ORDER:-

Whereas, Sri Mohd Zaheeruddin s/o Hafeezuddin worked as Senior Assistant, Office of the Tahsildar, Nagarkurnool Mandal, Mahabubnagar district from 17-02-2003 to 22-03-2007 and by virtue of the post held by him, he falls under the category of public servant as defined in section 2 (c) of the Prevention of Corruption Act, 1988(Central Act, 49 of 1988);

And whereas, it is alleged that Sri Uppala Balachandraiah s/o Chinna Balaiah aged 46 years resident of Nagarkurnool village and Mandal Mahabubnagar District is eking out his livelihood by doing agriculture. His father Sri Uppala Chinna Balaiah has inherited land to an extent of 1.14 guntas and 1.12 guntas in Sy.No 306 situated in Nagarkurnool outskirts as ancestral property. The Pattadar Pass book and Title deed were also issued in the name of his father. His family is cultivating the said land since their forefathers. About 2 months back, Sri Uppala Balachandraiah gave an application on behalf of his father to the Mandal Revenue Officer, Nagarkurnool for issue of copy of Record of Right in respect of the said land for getting agriculture loan. The Mandal Revenue Officer endorsed on the said petition to the Senior Assistant Sri Zaheeruddin for verification.. Accordingly, Sri Mohd Zaheeruddin, Senior Assistant after verifying the Record of Right, informed to Sri Uppala Balachandraiah that there was no signature of Mandal Revenue Officer against the entry of 1.12 guntas in Sy No 308 and the copy could not be issued. On that Sri Uppala Balachandraiah has submitted another petition to the Mandal Revenue Officer, on behalf of his father about one month back for rectification of the same and the Mandal Revenue Officer endorsed the said application to Sri Zaheeruddin, Senior Assistant for necessary action. Since then Sri Uppala Balachandraiah had been requesting Sri Zaheeruddin to attend to their work, but Sri Zaheeruddin demanded an amount of Rs. 3,000/- as bribe for attending the said work of Sri Uppala Balachandraiah. On that Uppala Balachandraiah informed to Sri Zaheeruddin that he was not in a position to pay such a huge amount as bribe and requested him to do his work. On

Sri Srinivas met Sri Zaheeruddin, Senior Assistant at his office in Nagarkurnool and requested him to attend their work, but Sri Zaheeruddin

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reiterated his earlier demand of bribe of Rs. 3,000/- and informed that their work would not be done until the demanded bribe amount was paid to him. Again on 20-03-2007, Sri Uppala Balachandraiah along with his cousin brother Srinivas met Sri Zaheeruddin, Senior Assistant and pleaded with him that they cannot pay Rs 3,000/- as bribe and requested him to reduce the same. On their persistent request Sri Zaheeruddin Senior Assistant, reduced the bribe amount to Rs. 2,000/- and informed that their work will not be done unless the bribe amount of Rs. 2,000/- is paid to him. Sri Uppala Balachandraiah reluctantly agreed and informed Sri Zaheeruddin, Senior Assistant that they would meet him within 2 or 3 days with the demanded bribe amount and came back;

And whereas, Sri Uppala Balachandraiah was not willing to pay the demanded bribe to Sri Zaheeruddin, Senior Assistant Office of the Tahsildar Nagarkurnool mandal, lodged a complaint with Deputy Superintendent of Police, Anti Corruption Bureau, Hyderabad requesting to take legal action against him. On receipt of the said complaint, the Deputy Superintendent of Police Anti Corruption Bureau, got verified the confidential enquiries with regard to the genuineness of the complaint and reputation of the Accused Officer etc., and the complaint was registered as case in Cr. No. 07/ACB-HR/2007 under section 7 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988) on 22-03-2007 at 0800 hours, after obtaining prior permission from competent authority and investigated into;

And whereas, it is further alleged that, during the course of trap on 22-03-2007 at 1.25 P.M Sri Mohd Zaheeruddin, Senior Assistant was trapped in his office room at office of the Tahsildar, Nagarkurnool Mandal when he demanded and accepted the bribe amount of Rs. 2,000/- from Sri Uppala Balachandraiah. Phenolphthalein test conducted over both the hand fingers of Sri Mohd Zaheeruddin as well as the inner flap of left side pocket of his wearing shirt which came into contact with the tainted bribe amount yielded positive results. The tainted currency Rs. 2,000/- and the wearing shirt which came into contact with the tainted amount were seized along with the material objects and relevant documents under cover of post trap proceedings.

And whereas, it is alleged that the aforesaid acts of Sri Mohd Zaheeruddin, Senior Assistant office of the Tahsildar, Nagarkurnool Mandal, Mahabubnagar District constitute the offences punishable under section 7

and section 13 (2) read with section 13 (1) (d) of the Prevention of Corruption Act, 1988.(Central Act 49 of 1988);

And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri Mohd Zaheeruddin, Senior Assistant office of the Tahsildar, Nagarkurnool Mandal, Mahabubnagar District from Government service after carefully examining the material placed before them and having regard to the facts and circumstances of the case, consider that the said Sri Mohd Zaheeruddin, Senior Assistant, office of the Tahsildar Nagarkurnool mandal, Mahabubnagar District should be prosecuted in a court of law, for the aforesaid offences.

Now, therefore, in excise of the power conferred under clause (b) of sub-section (1) of the Prevention of Corruption Act, 1988, the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Mohd Zaheeruddin, Senior Assistant office of the Tahsildar,Nagarkurnool Mandal, Mahabubnagar District for the aforesaid offences punishable under section 7 and section 13 (2) read with clause (d) of sub-section (1) of section 13 of the Prevention of corruption Act, 1988 and for any other cognate offences punishable under any provisions of law for the time being in force and for taking cognizance of the above aforesaid said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti Corruption Bureau,
Hyderabad.

//FORWARDED BY::ORDER//

SECTION OFFICER